

**DOCKET FILE COPY ORIGINAL  
BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC 20554**

**ORIGINAL**

In the Matter of

Amendment of Section 73.202(b)  
Table of Allotments  
FM Broadcast Stations  
(Islamorada, Marathon and Sugarloaf  
Key, Florida)

)  
)  
)  
)  
)

MB Docket No. 05-107  
RM-11199

**RECEIVED**

MAY - 5 2005

Federal Communications Commission  
Office of Secretary

To: Marlene H. Dortch, Secretary  
Federal Communications Commission  
Office of the Secretary

**COMMENTS OF LSM RADIO PARTNERS LLC**

LSM Radio Partners LLC ("LSM Radio"), licensee of WWWK(FM), Marathon, Florida, pursuant to Sections 1.401 and 1.420(i) of the Commission's Rules and by its counsel, hereby submits these Comments in connection with the Notice of Proposed Rule Making issued in this proceeding.<sup>1</sup> The NPRM proposes the allocation of Channel 289A at Sugarloaf Key, Florida and the reallocation of Channel 288C2 from Marathon to Islamorada, Florida along with the modification of the community of license for WWWK(FM) to operate on Channel 288C2.

LSM Radio reaffirms that the proposal will serve the public interest. Each proposed allotment is mutually exclusive with the existing allotments and will provide the requisite coverage to the communities involved. The proposal will result in a preferential arrangement of allotments consistent with the FM Allotment Priorities by providing Sugarloaf Key with its first local service and Islamorada with its second local service, whereas retention of the present allotments would deprive Sugarloaf Key of a first local service and retain Channel 288C2 in

---

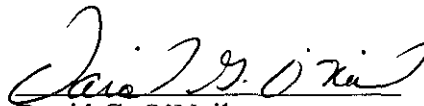
<sup>1</sup> See *In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Islamorada, Marathon and Sugarloaf Key, Florida)*, MB Docket No. 05-107 (RM-11199) (rel. Mar. 18, 2005) (Assistant Chief, Aud. Div.) ("NPRM"). The NPRM authorizes the filing of Comments by May 9, 2005. Thus, these Comments are timely filed.

Marathon as a fourth local service.<sup>2</sup> Should the Commission implement the proposed changes to the FM Table of Allotments, LSM Radio hereby states that it will timely participate in any auction for the new allotment at Sugarloaf Key, file the necessary application for a construction permit for a new station at Sugarloaf Key, and will construct the new facility in a timely manner; and LSM Radio will timely file the necessary application for construction permit for the new channel allotment for WWWK(FM) at Islamorada and will construct the new facilities in a timely manner.

**WHEREFORE, FOR THE FOREGING REASONS,** LSM Radio Partners LLC respectfully requests that the Commission issue an Order in the instant proceeding and modify Section 73.202(b) of the Commission's Rules to allocate Channel 289A at Sugarloaf Key, Florida and reallocate Channel 288C2 from Marathon to Islamorada, Florida and modify the authorization for WWWK(FM) to operate on Channel 288C2 at Islamorada.

Respectfully submitted,

**LSM RADIO PARTNERS, LLC**



David G. O'Neil  
**RINI CORAN, PC**  
1501 M Street, N.W.  
Suite 1150  
Washington, DC 20005  
(202) 955-3931

May 5, 2005

Its Counsel

---

<sup>2</sup> See *Revision of FM Assignment Policies and Procedures*, 90 FCC 2d 88 (1982), *recon denied*, 56 RR 2d 448 (1983).

**Certificate of Service**

I, Patricia H. Mysliwski, a secretary in the law firm of Rini Coran, PC, do hereby certify that on this 5th day of May, 2005, I caused copies of the foregoing "Comments of LSM Radio Partners LLC" to be hand delivered, addressed to the following persons:

John A. Karousos  
Assistant Chief, Audio Division  
Media Bureau  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Rolanda F. Smith  
Federal Communications Commission  
Media Bureau  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

  
\_\_\_\_\_  
Patricia H. Mysliwski